

Arent Fox

September 1, 2010

EX PARTE VIA ECFS

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

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*Re: Developing a Unified Inter-carrier Compensation Regime, WC Docket No. 01-92;
Access Charge Reform, CC Docket No. 96-262*

Dear Secretary Dortch:

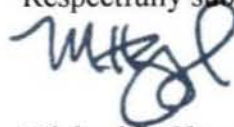
Hypercube Telecom, LLC provides this letter to inform the Commission that Hypercube's litigation with DeltaCom, Inc. and with Comtel Assets, LP f/k/a Excel Telecommunications has been amicably resolved through business-to-business negotiations.

These business-to-business resolutions demonstrate that the Commission has properly declined to docket or issue a Public Notice regarding the purported "petition" filed by Level 3 Communications, LLC on May 9, 2009, which instead the Commission filed in two longstanding rulemaking dockets, WC Docket No. 01-92 and CC Docket No. 96-262. And these resolutions demonstrate that Level 3's allegation of an "industry-wide problem" that needs to be addressed by the Commission does not exist.

Carriers such as DeltaCom and Comtel deserve credit for their participation in the resolutions of these matters, and as demonstrated here Hypercube continues to stand ready to resolve any dispute, including its dispute with Level 3, through business-to-business negotiations.

If you have any questions or need additional information, please contact me.

Respectfully submitted,



Michael B. Hazzard
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